

**WEST VALLEY CITY, UTAH**

**ORDINANCE NO. 12-03**

Draft Date:

Date Adopted: 01/24/2012

Effective Date: 02/06/2012

**AN ORDINANCE APPROVING THE AMENDMENT OF LOTS 2 & 3 OF THE SHOPPES AT LAKE PARK PHASE 2 SUBDIVISION.**

**WHEREAS**, the City is in receipt of petition S-9-2011, proposing an amendment to lots 2 and 3 of The Shoppes at Lake Park Phase 2 Subdivision including the vacation of the existing 15-foot public utility easement between said lots located at approximately 2913 South 5600 West in West Valley City; and

**WHEREAS**, the purpose for the amendment is to consolidate both lots into one lot and to vacate the 15-foot public utility easement located between said lots, and

**WHEREAS**, proper notice was given and a public hearing was held pursuant to Section 10-9a-207, Utah Code Annotated; and

**WHEREAS**, the City Council finds that after the public hearing, that there is good cause for the plat amendment and vacation of utility easement, and that neither the public nor any person will be materially injured by the proposed plat amendment and that the approval is in the best interest of the health, safety and welfare of the citizens of West Valley City; and

**NOW THEREFORE, BE IT ORDAINED** by the City Council of West Valley City, State of Utah, as follows:

**Section 1.** The amended subdivision plat for The Shoppes at Lake Park Phase 2 Lots 2 and 3 Amended is hereby approved. The public utility easement described hereafter and located between lots 2 and 3 of The Shoppes at Lake Park Subdivision Phase 2 is hereby vacated. Said easement is described as follows:

Those certain 7.5-foot public utility easements lying on either side, parallel to and abutting that common property line of Lots 2 and 3, The Shoppes at Lake Park Phase 2 Subdivision, situate in the Northwest Quarter of Section 25,

Township 1 South, Range 2 West, Salt Lake Base and Meridian, as recorded in the Office of the Salt Lake County Recorder. Excepting therefrom any portion of the remaining 10-foot wide drainage and public utility easement lying along and abutting the west line of said lots.

- Section 2.** This Ordinance shall have no force or effect on any rights-of-way or easements of any lot owner, and the franchise rights of any public utilities shall not be impaired thereby, nor shall it have any force or effect on any holders of existing franchises, water drainage pipelines, or other such uses as they may presently exist under, over or upon said property or as are or may be shown on the official plats and records of Salt Lake County.
- Section 3.** The City Recorder is hereby directed to record this Ordinance with the Salt Lake County Recorder's Office.
- Section 4.** This Ordinance shall become effective immediately upon posting as required by law.

PASSED AND APPROVED this 24<sup>th</sup> day of January, 2012.

WEST VALLEY CITY

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MAYOR

ATTEST:

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CITY RECORDER